

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

UNITED STATES

vs.

PAUL BOLE,

Defendant

Criminal No. 04-36 (Erie)

**MOTION TO CONTINUE SENTENCING**

AND NOW, this 10 day of August, 2005, comes the Defendant, by and through his attorney, Ross C. Prather, Esq., and the law firm of Prather, Prather & Higgins, LLP, and requests that this Honorable Court continue Defendant's Sentencing hearing, alleging in support thereof as follows:

1. The Defendant pleaded guilty to Conspiring to Distribute and Possession with Intent to Distribute Marijuana, on November 22, 2004.
2. Sentencing is currently scheduled for August 29, 2005, at 10:00 a.m.
3. The Defendant underwent surgery on his back on June 15, 2005. Following surgery, Mr. Bole experienced thrombosis in his leg, which has been indicated to be of great medical consequence and concern.
4. Mr. Bole's treating physician, Dr. Richard Mendel, has indicated that Mr. Bole may need six (6) months before he can be sentenced. (See Exhibit A, letter from Dr. Mendel, attached.)
5. The Defendant requests a continuance for a period of not less than two months, and the U.S. Attorney, Christian Trabold, Esq., consents to a continuance for that period of time.

6. If Mr. Bole's medical condition warrants further continuance, then such will be requested at that time.

WHEREFORE, the Defendant respectfully requests that this Honorable Court continue the Sentencing of the Defendant from August 29, 2005, to a date convenient to the Court and approximately two months or more following Defendant's surgery date of June 15, 2005.

Respectfully submitted,

Ross C. Prather, Esq.  
Prather, Prather & Higgins, LLP  
296 Chestnut Street, Suite 200  
Meadville, PA 16335  
Telephone: (814) 333-4233  
Facsimile: (814) 333-4313  
Attorney I.D. No. 69813

IN THE UNITED STATES DISTRICT COURT  
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UNITED STATES :

vs. :

PAUL BOLE,  
Defendant :

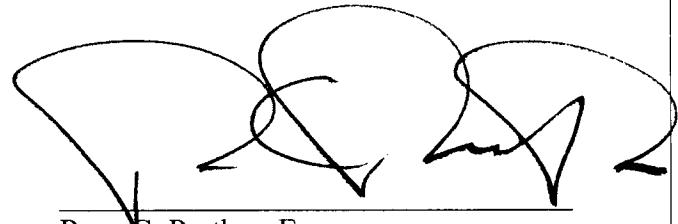
Criminal No. 04-36 (Erie)

**CERTIFICATE OF SERVICE**

It is hereby certified that a true and correct copy the foregoing Motion was placed for delivery by the U.S. Postal Service to and upon the following:

Mr. Christian A. Trabold, Esq.  
Assistant U.S. Attorney  
Room A330  
17 Southpark Row  
Erie, PA 16501

Dated: 8/10/05



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ROSS C. PRATHER  
ELIZABETH A. PRATHER  
DEBRA S. HIGGINS

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August 12, 2005

Office of the Clerk of Courts  
U.S. District Court  
P.O. Box 1820  
Erie, PA 16507

RE: US vs. Paul Bole  
Criminal No. 04-36 (Erie)

Dear Sir or Madam:

Please find enclosed the original plus two copies of my Motion to Continue Sentencing in the above-referenced matter. Please file the original, time-stamp the copies and return to me in the enclosed envelope.

Your assistance is greatly appreciated, and I remain

Very truly yours,

PRATHER, PRATHER & HIGGINS, LLP



Ross C. Prather/dbs  
Ross C. Prather, Esq.

RCP:mmb

Enclosures